

UNITED STATES COURTS  
SOUTHERN DISTRICT OF TEXAS  
FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

FEB - 7 2006

MICHAEL N. KELLY, CLERK OF COURT

EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION,

Plaintiff,

v.

GEOSCIENCE ENGINEERING &  
TESTING, INC.,

Defendant.

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CIVIL ACTION NO. H-05-3365

JUDGE EWING WERLEIN, JR.

PROPOSED DISCOVERY PLAN

1. Pursuant to Fed. R. Civ. P. 26(f), a meeting was held telephonically on February 1, 2006 by Erania Ebron Martin, attorney for Plaintiff and J. Nathan Overstreet, the attorney representing Defendant. As a result of this conversation, the following agreements were reached as proposals for the discovery plan in this case:

2. **Discovery Plan.** The parties jointly propose to the court the following discovery plan:

- a. Initial Disclosures due: by Plaintiff on or before February 10, 2005; by Defendant on or before February 15, 2006.
- b. Plaintiff retains the right to supplement its Initial Disclosures after receipt of Defendant's Initial Disclosures.  
  
Discovery will be needed on the following subjects:
- c. Discovery will be conducted on:  
  
All issues of liability and damages as raised in the Complaint; and,  
  
All issues surrounding the defenses raised in Defendant's Answer.
- d. All fact discovery will be commenced in time to be completed by November 30, 2006.

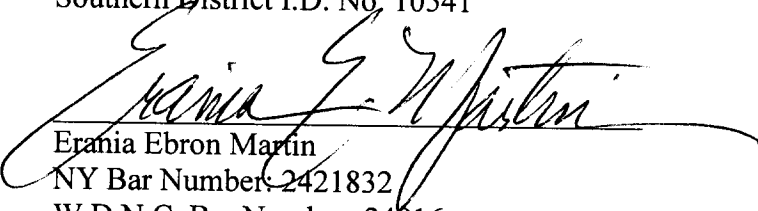
- e. All expert discovery will be commenced in time to be completed by September 29, 2006.
- f. Maximum of 25 interrogatories by each party to any other party. Responses are due at the time specified in the Federal Rules of Civil Procedure.
- g. Plaintiff is limited to 20 depositions plus the deposition of any experts Defendant may name. Defendant is limited to 20 depositions plus the deposition of any experts Plaintiff may name.
- h. Reports from retained experts under Rule 26(a)(2) due: from Plaintiff(s) by August 1, 2006 and from Defendant(s) by September 1, 2006.

3. **Other Items.**

- a. Plaintiff should be allowed until March 31, 2006 to join additional parties and until April 28, 2006 to amend the pleadings.
- b. Defendants should be allowed until April 28, 2006 to join additional parties and until May 31, 2006 to amend the pleadings.
- c. All potentially dispositive motions should be filed by December 29, 2005.
- d. The parties agree to continue informal settlement discussions. Should informal settlement efforts fail, the parties agree to attend court-ordered mediation on or before March 31, 2006.
- e. The parties request a pretrial conference in January, 2007.
- f. This case should be ready for trial by February 5, 2007 and should take approximately two weeks.

Dated: February 7, 2006.

Rose Adewale-Mendes  
Attorney-in-Charge  
Ohio Bar No. 0024652  
Southern District I.D. No. 10541



Erania Ebron Martin

NY Bar Number: 2421832

W.D.N.C. Bar Number: 24816

Equal Employment Opportunity Commission

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**Attorneys for Plaintiff EEOC**

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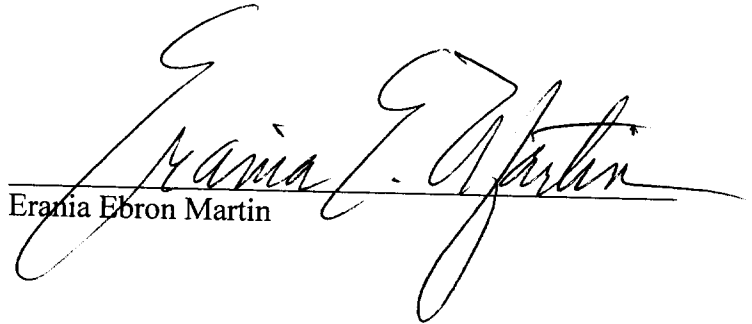
Houston, TX 77042

**Attorneys for Defendant**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing *Proposed Discovery Plan*, was filed with the Court and served on the following parties via postage pre-paid, First Class Mail, on February 7, 2006:

J. Nathan Overstreet, Esq.  
Williams & Overstreet, P.C.  
9700 Richmond Avenue, Suite 200  
Houston, TX 77042

  
Erania Ebron Martin